

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2012-113917-001 SE

05/17/2012

JUDGE PRO TEM MARGARET BENNY

CLERK OF THE COURT  
K. Defrees  
Deputy

STATE OF ARIZONA

SHERRY KAY LECKRONE

v.

CAMRON GENE BENWARE (001)  
DOB: 06/27/1980

KIRK A MORRIS

APO-SENTENCINGS-SE  
APPEALS-CCC  
DISPOSITION CLERK-CSC  
FINANCIAL SERVICES-CCC  
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:46 a.m.

Courtroom SEF 201

State's Attorney:	Jarred McBride
Defendant's Attorney:	Lauren Woodson
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

On stipulation of both parties,

IT IS ORDERED amending the plea agreement to reflect that Defendant avows to having two prior felony convictions and two crimes involving drugs.

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LET THE RECORD REFLECT that a copy of the Waiver of Preliminary Hearing with Plea Agreement is hereby amended to show the above-referenced amendment and filed as the original.

Count(s) 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 2, Possession of Drug Paraphernalia

Class 6 felony

A.R.S. § 13-3401, 3407, 3415, 3416, 3418, 610, 701, 702, 801, 901.01(H)

Date of Offense: 03/11/2012

Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 2 Probation Term: 2 years

To begin 05/17/2012.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 2 - \$65.00 per month, beginning 07/01/2012.

FINE: Count 2 - Total amount of \$1327.50, which includes surcharges of 83%, payable \$50.00 per month beginning 07/01/2012.

Fine is to be paid to the Arizona Drug Enforcement Fund.

PROBATION SURCHARGE: Count 2 - \$20.00 payable on 07/01/2012.

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Count 2: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00, payable \$20.00 per month, beginning 07/01/2012.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 2 - \$13.00 payable on 07/01/2012.

Investigative Agency: Maricopa County Sheriff's Office

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 17 - Count 2: Complete a total of 100 hours of community restitution. Complete a set number of hours per month as directed in writing by APD. Complete hours at a site approved by the APD.

Condition 18 - Count 2: Be incarcerated in the county jail for 6 month(s), beginning 08/15/2012 with credit for 28 day(s) served.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant is eligible for early release from jail upon successful completion of the ALPHA program.

Condition 22: Other – Substance abuse treatment

Mental health screen and recommendations

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion To Dismiss the following: Count 1.

Count(s) 2: Term #18 is a deferred jail term. If Defendant is in non-compliance with the terms of probation imposed and is ordered to serve this jail term as directed by the Adult

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Probation Officer, the Defendant shall self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration as imposed by the Court.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

IT IS FURTHER ORDERED exonerating any bond previously posted in this matter to the party posting same.

9:59 a.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM MARGARET BENNY  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)